

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2000-420-C - ORDER NO. 2002-338
APRIL 25, 2002

IN RE: Application of Orion Telecommunications Corp. for a Certificate of Public Convenience and Necessity to Provide Facilities-Based and Resold Interexchange Telecommunications Services.) ORDER APPROVING WITHDRAWAL OF APPLICATION WITHOUT PREJUDICE)

This matter comes before the Public Service Commission of South Carolina (the "Commission") on the request of Orion Telecommunications Corp. ("Orion" or the "Applicant") to withdraw its Application for a Certificate of Public Convenience and Necessity to provide facilities-based and resold interexchange telecommunications services within the State of South Carolina. By letter dated April 17, 2002, counsel for Orion requested that the Applicant be allowed to withdraw its pending Application for authority to operate as a reseller of interexchange telecommunications services within the State of South Carolina without prejudice.

Prior to filing of Orion's Motion to Withdraw its Application, the Commission Staff filed on April 11, 2002, a Motion to Dismiss Application of Orion due to the Applicant's failure to comply with the Orders of this Commission to prefile testimony as provided by 26 S.C. Regs. 103-869(C) (Supp. 2001) and for failure to comply with requests of the Commission Staff for additional documentation to complete its Application. Thereafter, counsel for Orion submitted a letter dated April 17, 2002, to

serve as Orion's Motion to Withdraw the Application. Additionally, counsel for Orion inquired as to the necessity of the scheduled hearing in this matter for May 2, 2002.

Upon consideration of Orion's April 17, 2002 letter requesting withdrawal of its Application and the Commission Staff's Motion to Dismiss, the Commission finds and concludes that Orion's Application can be withdrawn without prejudice. Further, the Commission finds no reason to proceed with the hearing previously scheduled for May 2, 2002, in this Docket.

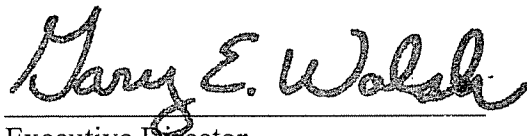
IT IS THEREFORE ORDERED THAT:

1. The request of Orion Telecommunications Corp. to withdraw its Application for a Certificate of Public Convenience and Necessity to provide facilities-based and resold interexchange telecommunications within the State of South Carolina is granted without prejudice.
2. The scheduled hearing in this Docket is cancelled.
3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:



Executive Director
(SEAL)